

others, pride myself on my ethics, integrity, and quality of work, and have the utmost respect for the judiciary. In *Farrell v. Bank of America, N.A.*, 327 F.R.D. 422, 432 (S.D. Cal. 2018), upon final approval of a settlement of a case I led on behalf of millions of consumers where we obtained a \$68 million cash recovery and \$1.2 billion in injunctive relief, U.S. District Judge James Lorenz observed:

Class Counsel achieved this result through tenacity and great skill. In all of their written submissions and in their presentation at the Final Approval Hearing, Class Counsel's arguments were laudably clear and precise, no small feat given the complexity of the legal questions at issue here. It is clear that substantial preparation went into all of Class Counsel's work on this case.

My firm has six attorneys, a paralegal, and two clerks devoted primarily to litigating privacy cases. We have the necessary financial and technological resources for this case. We have no debt and self-fund all case costs from operating revenue.

Although this MDL indisputably involves one of the largest breaches in history, in my opinion this single defendant action will not require a large leadership structure often seen in multi-defendant cases. The Court may consider a PSC with two Co-Leads familiar to the Court, plus a maximum of six others. Co-Leads should have flexibility to delegate to the others. There will be many qualified attorneys applying, and I have successfully worked with most of them. Of this highly talented pool, the following are likewise worthy of appointment: Jean Martin, Gary Klinger, Joe Kendall, Mark Lanier, Gerard Stranch, James Cecchi, and Christopher Seeger.

Finally, the Court may find it helpful to contact the Honorable Rudolfo A. Ruiz II, the *Fortra* MDL Judge, who is familiar with my current work in that MDL.

Dated: August 5, 2024.

Respectfully Submitted,

By: /s/ Jeff Ostrow
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